IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY EIGHTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI DEVINDER GUPTA,THE CHIEF JUSTICE

and
THE HON'BLE MR JUSTICE B.SESHASAYANA REDDY

WRIT PETITION NO : 3421 of 2005

Between:

M/s. Association of Private colleges of Nursing & Schools of Nursing (Regd No. 1806/2004) 303, Prasanth Apartments, Anandanagar Colony Khairtabad, Hyderabad, rep by President K.S. K Yadav,

S/o late K. Venkatesh

..... PETITIONER

AND

1 The Government of Andhra Pradesh

rep by Principal Secretary,

Health, Medical & Family Welfare Department,
Secretariat, Hyderabad
2 The Director of Medical Education,

Government of A.P., Sultan Bazar, Hyderabad
3 The President, A.P. Nurses & Medwives Council, Sultan Bazar,

Hyderabad
4 The Secretary, Indian Nursing Council, Kotla Road, Temple Lane,

New Delhi
5 The Registrar, NTR University of Health Sciences, Gunadala,

Vijayawada
6 The Director General, Anti Corruption Bureau, Government of A.P.,

Hyderabad

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in permitting the private colleges of nursing and schools of nursing in the state of A.P. for the academic year 2005-2006 without issuing any notification or without preparing the Essentiality Certificate and without following the due process of law laid down in the Education Act is being illegal, arbitrary, illegal and in violation of the orders of this Hon'ble Court in WA No. 1480 of 2004 dated 27-10-2004 and judgment of the Apex Court and consequently direct the respondents 4 to 6 to look into process is being followed by the 2nd respondent, and pass such other order or orders as this Hon'ble Court may deem fit and proper

Counsel for the Petitioner: MR.VADDIPAMULETY

Counsel for the Respondent Nos. 1 & 2: GP FOR MEDICAL HEALTH & FAMILY WELFARE

Counsel for the Respondent No.6 : MR.V.RAVIKIRAN RAO

Counsel for the Respondent No .5 : Dr.Y.PADMAVATHI

Counsel for the Respondent No.4 : MR.A.SANJEEV KUMAR

ADDL.CENTRAL GOVT.STANDING COUNSEL

The court at the stage of admission made the following

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ORAL ORDER: (Per the Hon'ble the Chief Justice)

There is nothing on record to suggest that the petitioner ever approached the respondents for issuing the application form or that any applications have been issued to any institution since the names of such institutions are not mentioned. Accordingly, no direction deserves to be issued in this writ petition which is hereby dismissed.

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DEVINDER GUPTA, CJ

Dated 28..02..2005

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B.SESHASAYANA REDDY,J

msv.

To

1 The Principal Secretary, Health,

Medical & Family Welfare Department,
Government of Andhra Pradesh

Secretariat, Hyderabad

2 The Director of Medical Education,

Government of A.P., Sultan Bazar, Hyderabad

3 The President, A.P. Nurses & Medwives Council, Sultan Bazar,

Hyderabad
4 The Secretary, Indian Nursing Council, Kotla Road, Temple Lane,

New Delhi
5 The Registrar, NTR University of Health Sciences, Gunadala,

Vijayawada
6 The Director General, Anti Corruption Bureau, Government of A.P.,

Hyderabad

7 2 ccs to G.P for Medical & Health, High Court of A.P. Hyderabad

(OUT)

8 2 CD copies.